

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,) CASE NO.: 1:06 CR 78
)
Plaintiff) JUDGE SOLOMON OLIVER, JR.
)
vs.)
DANA BEITLER,) <u>ORDER ACCEPTING PLEA</u>
) <u>AGREEMENT, JUDGMENT, AND</u>
Defendant) <u>REFERRAL TO U.S. PROBATION</u>
) <u>OFFICE</u>

This case is before the Court on a Report and Recommendation filed by United States Magistrate Judge **David S. Perelman** regarding the change of plea hearing and plea agreement of **Dana Beitler** which was referred to the Magistrate Judge with the consent of the parties.

On **February 27, 2006**, the government filed a **one-count information** against **Dana Beitler** for **False Statements** in violation of **18 United States Code Section 1001**. On **March 20, 2006**, a hearing was held in which **Dana Beitler** entered a plea of guilty before Magistrate Judge **David S. Perelman**, and issued a Report and Recommendation

("R&R") concerning whether the plea should be accepted and a finding of guilty entered.

Magistrate Judge **David S. Perelman** filed his R&R on March 20, 2006.

Neither party submitted objections to the Magistrate Judge's R&R in the ten days after it was issued.

On de novo review of the record, the Magistrate Judge's R&R is adopted.

Dana Beitler is found to be competent to enter a plea and to understand **her** constitutional rights. **She** is aware of the charges and of the consequences of entering a plea. There is an adequate factual basis for the plea. The Court finds the plea was entered knowingly, intelligently, and voluntarily. The plea agreement is approved.

Therefore, **Dana Beilter** is adjudged guilty of Count **One** in violation of **U.S.C. Section 1001(a)(2)**. This matter is referred to the U.S. Probation Department for the completion of a pre-sentence investigation and report. Sentencing will be on **June 13, 2006** at **10:00 a.m.** in Courtroom 17A, before The Honorable Judge Solomon Oliver, Jr.

IT IS SO ORDERED.

/S/SOLOMON OLIVER, JR.
UNITED STATES DISTRICT JUDGE

April 5, 2006